

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ROTHSCHILD BROADCAST
DISTRIBUTION SYSTEMS, LLC

Plaintiff,

vs.

SPOTIFY USA, INC.

Defendant.

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Case No: 2:16-cv-0000406-RWS

LEAD CASE

UNOPPOSED MOTION TO DISMISS SPOTIFY USA, INC. WITH PREJUDICE

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff Rothschild Distribution Systems, LLC (“RBDS”) files this Unopposed Motion to Dismiss Spotify USA, Inc. (“Spotify”) With Prejudice.

Wherefore, RBDS moves this Court to dismiss this action and all claims by and between parties, with prejudice, with each party to bear its own costs, attorney’s fees and expenses and request that the Court enter the proposed order of dismissal submitted herewith.

Dated: August 18, 2016

Respectfully submitted,

/s/ Jay Johnson

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CERTIFICATE OF CONFERENCE

The undersigned certifies that on August 18, 2016, he met and conferred with counsel for Defendant concerning this motion and that Defendant's counsel agreed to the motion.

/s/ Jay Johnson

Jay Johnson

CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on August 18, 2016.

/s/ Jay Johnson

Jay Johnson